

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

John Kelley, et al.

Plaintiffs,

v.

Alex M. Azar II, et al.,

Defendants.

Case No. 4:20-cv-00283-O

**UNOPPOSED MOTION FOR EXTENSION OF PAGE LIMIT FOR
PLAINTIFFS' RESPONSE TO DEFENDANTS' MOTION TO DISMISS**

On August 6, 2020, this Court granted the defendants' motion to have an additional 10 pages for their motion to dismiss. *See* ECF No. 19. On August 7, the defendants submitted a 35-page brief in support of their motion to dismiss. *See* ECF No. 20.

The plaintiffs respectfully request a similar 10-page extension for their response to the defendants' motion to dismiss. Although the plaintiffs have attempted to keep their brief within the 25-page limit, we have found it impossible to adequately address the defendants' arguments without requesting an extension of pages from this Court. The plaintiffs have prepared a brief that is 32 pages in length, and we respectfully ask the Court to grant our motion to submit a brief of no more than 35 pages in response to the defendants' motion to dismiss.

We have consulted with counsel for the defendants and they are unopposed to this motion.

CONCLUSION

The plaintiffs' unopposed motion to extend the page limits for their response to the defendants' motion to dismiss should be granted.

Respectfully submitted.

H. DUSTIN FILLMORE III
Texas Bar No. 06996010
CHARLES W. FILLMORE
Texas Bar No. 00785861
The Fillmore Law Firm, LLP
1200 Summit Avenue, Suite 860
Fort Worth, Texas 76102
(817) 332-2351 (phone)
(817) 870-1859 (fax)
dusty@fillmorefirm.com
chad@fillmorefirm.com

Dated: September 12, 2020

/s/ Jonathan F. Mitchell
JONATHAN F. MITCHELL
Texas Bar No. 24075463
Mitchell Law PLLC
111 Congress Avenue, Suite 400
Austin, Texas 78701
(512) 686-3940 (phone)
(512) 686-3941 (fax)
jonathan@mitchell.law

Counsel for Plaintiffs

CERTIFICATE OF CONFERENCE

I certify that I have conferred with Christopher M. Lynch, counsel for the defendants, and he informed me that the defendants are unopposed to this motion.

/s/ Jonathan F. Mitchell
JONATHAN F. MITCHELL
Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I certify that on July 10, 2020, I served this document through CM/ECF upon:

CHRISTOPHER M. LYNCH
JORDAN L. VON BOKERN
Trial Attorneys
U.S. Department of Justice
Civil Division
1100 L Street, NW
Washington, DC 20005
(202) 353-4537 (phone)
(202) 616-8460 (fax)
christopher.m.lynch@usdoj.gov
jordan.l.von.bokern2@usdoj.gov

BRIAN W. STOLTZ
Assistant United States Attorney
1100 Commerce Street, Third Floor
Dallas, Texas 75242-1699
(214) 659-8626 (phone)
(214) 659-8807 (fax)
brian.stoltz@usdoj.gov

Counsel for the Defendants

/s/ Jonathan F. Mitchell
JONATHAN F. MITCHELL
Counsel for Plaintiffs